

# House File 525 - Introduced

HOUSE FILE 525

BY HINSON

## A BILL FOR

1 An Act related to professional licensing, including by  
2 modifying provisions related to disciplinary action for  
3 certain licensed professions, and establishing inmate  
4 eligibility requirements for vocational programs offered by  
5 the department of corrections.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 103.35, subsection 5, Code 2019, is  
2 amended to read as follows:

3 5. Conviction of a violent felony under the laws of the  
4 United States, ~~this of any state, any other state, territory,~~  
5 or possession of the United States, ~~the District of Columbia,~~  
6 or of any foreign other country. For purposes of this  
7 subsection, "violent felony" means any felonious sexual abuse  
8 involving compulsion or the use of a weapon or any felonious  
9 child endangerment, assault, murder, kidnapping, robbery,  
10 human trafficking, arson, or burglary. A copy of the record  
11 of conviction or plea of guilty is conclusive evidence of such  
12 conviction.

13 Sec. 2. Section 105.22, subsection 4, Code 2019, is amended  
14 to read as follows:

15 4. Conviction of a violent felony ~~related to the profession~~  
16 ~~or occupation of the licensee or the conviction of any felony~~  
17 ~~that would affect the licensee's ability to practice within the~~  
18 profession under the laws of the United States, of any state  
19 or possession of the United States, or of any other country.  
20 For purposes of this subsection, "violent felony" means any  
21 felonious sexual abuse involving compulsion or the use of a  
22 weapon or any felonious child endangerment, assault, murder,  
23 kidnapping, robbery, human trafficking, arson, or burglary. A  
24 copy of the record of conviction or plea of guilty shall be  
25 conclusive evidence of such conviction.

26 Sec. 3. Section 904.805, subsection 5, Code 2019, is amended  
27 to read as follows:

28 5. Coordinate Iowa state industries, and other  
29 opportunities for gainful work available to inmates of adult  
30 correctional institutions, with vocational and technical  
31 training opportunities and apprenticeship programs, to the  
32 greatest extent feasible. The state director shall ensure that  
33 any vocational, technical, or apprenticeship program offered to  
34 inmates which is related to a profession requiring licensure by  
35 a state agency shall be made available only to inmates who will

1 be eligible to obtain such licensure upon release.

2 EXPLANATION

3 The inclusion of this explanation does not constitute agreement with  
4 the explanation's substance by the members of the general assembly.

5 This bill relates to professional licensing.

6 Current law allows the electrical examining board to suspend  
7 or revoke the license of, or reprimand any electrician or  
8 electrical contractor licensed under Code chapter 103, if  
9 the licensee is convicted of a felony. Current law allows  
10 the plumbing and mechanical systems board to suspend or  
11 revoke the licensure of, or reprimand any plumber, mechanical  
12 professional, or contractor licensed under Code chapter 105 if  
13 the licensee is convicted of a felony related to the profession  
14 or occupation of the licensee or the conviction of any felony  
15 that would affect the licensee's ability to practice their  
16 profession.

17 The bill provides that these boards may instead suspend or  
18 revoke the license of, or reprimand, a licensee only if the  
19 licensee is convicted of a violent felony, as defined in the  
20 bill, under the laws of the United States, of any state or  
21 possession of the United States, or of any other country.

22 Current law requires the director of the Iowa department of  
23 corrections, with the advice of the state prison industries  
24 advisory board, to coordinate opportunities for inmates of  
25 adult correctional institutions with vocational and technical  
26 training and apprenticeship programs, to the greatest extent  
27 feasible.

28 The bill provides that the director shall ensure that  
29 any vocational, technical, or apprenticeship program offered  
30 to inmates which is related to a profession requiring state  
31 licensure shall be made available only to inmates who will be  
32 eligible to obtain such licensure upon release.